

FIRST REGULAR SESSION

SENATE BILL NO. 134

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR DEMPSEY.

Pre-filed December 18, 2008, and ordered printed.

TERRY L. SPIELER, Secretary.

0818S.01I

AN ACT

To amend chapter 301, RSMo, by adding thereto one new section relating to the creation of the Brain Tumor Awareness Organization specialty plate.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 301, RSMo, is amended by adding thereto one new section, to be known as section 301.165, to read as follows:

301.165. 1. Notwithstanding any other provision of law to the contrary, any member of the Brain Tumor Awareness Organization, after an annual payment of an emblem-use fee to the Brain Tumor Awareness Organization, may receive special license plates for any vehicle the member owns, either solely or jointly, other than an apportioned motor vehicle or a commercial motor vehicle licensed in excess of eighteen thousand pounds gross weight. The Brain Tumor Awareness Organization hereby authorizes the use of its official emblem to be affixed on multi-year personalized license plates as provided in this section. Any contribution to the Brain Tumor Awareness Organization derived from this section, except reasonable administrative costs, shall be used solely for the purposes of the Brain Tumor Awareness Organization. Any member of the Brain Tumor Awareness Organization may annually apply for the use of the emblem.

2. Upon annual application and payment of a twenty-five dollar emblem-use contribution to the Brain Tumor Awareness Organization, the Brain Tumor Awareness Organization shall issue to the vehicle owner, without further charge, an emblem-use authorization statement, which shall be presented by the vehicle owner to the director of revenue at the time of registration. Upon presentation of the annual statement and payment of a twenty-five dollar fee in addition to the

22 regular registration fees, and presentation of any documents which may
23 be required by law, the director of revenue shall issue to the vehicle
24 owner a special license plate which shall bear the emblem of the Brain
25 Tumor Awareness Organization. Such license plates shall be made with
26 fully reflective material with a common color scheme and design, shall
27 be clearly visible at night, and shall be aesthetically attractive, as
28 prescribed by section 301.130. In addition, upon such set of license
29 plates shall be inscribed, in lieu of the words "SHOW-ME STATE", the
30 words "Brain Tumor Awareness". Notwithstanding the provisions of
31 section 301.144, no additional fee shall be charged for the
32 personalization of license plates issued pursuant to this section.

33 3. A vehicle owner who was previously issued a plate with the
34 Brain Tumor Awareness Organization's emblem authorized by this
35 section, but who does not provide an emblem-use authorization
36 statement at a subsequent time of registration, shall be issued a new
37 plate which does not bear the Brain Tumor Awareness Organization's
38 emblem, as otherwise provided by law. The director of revenue shall
39 make necessary rules and regulations for the enforcement of this
40 section, and shall design all necessary forms required by this section.

41 4. Prior to the issuance of a Brain Tumor Awareness
42 Organization specialty plate authorized under this section the
43 department of revenue must be in receipt of an application, as
44 prescribed by the director, which shall be accompanied by a list of at
45 least two hundred potential applicants who plan to purchase the
46 specialty plate, the proposed art design for the specialty license plate,
47 and an application fee, not to exceed five thousand dollars, to defray
48 the department's cost for issuing, developing, and programming the
49 implementation of the specialty plate. Once the plate design is
50 approved, the director of revenue shall not authorize the manufacture
51 of the material to produce such specialized license plates with the
52 individual seal, logo, or emblem until such time as the director has
53 received two hundred applications, the twenty-five dollar specialty
54 plate fee per application, and emblem use statements, if applicable, and
55 other required documents or fees for such plates.